IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

ANN L. BRESLIN, Plaintiff,)	
v.) C.A. No. 05-290 (GMS)	
STATE OF DELAWARE, DEPARTMENT OF NATURAL RESOURCES AND	JURY TRIAL DEMANDE	E D
ENVIRONMENTAL CONTROL, Defendant.)))	

AMENDED CERTIFICATE OF SERVICE AND NOTICE OF FILING OF PAPER COPY

I, Valerie S. Csizmadia, do hereby certify that despite my serious efforts I was unable to electronically file and serve the Appendix to Defendant's Motion and Supporting Brief today, on August 28, 2006, as the filing system has rejected the filing due to size, and I have been unable to reduce the size of the file sufficiently. I did, however, electronically file the Motion and Brief (which I will be re-filing to correct errors). Further, I will ensure that a paper copy of the Appendix is filed tomorrow, August 29, 2006, and served tomorrow on counsel for Plaintiff's attorney at the following address:

Lori A. Brewington, Esquire Margolis Edelstein 1509 Gilpin Avenue Wilmington, DE 19806

> STATE OF DELAWARE DEPARTMENT OF JUSTICE

Dated: August 28, 2006 /s/Valerie S. Csizmadia

> Valerie S. Csizmadia, I.D. No. 3937 Deputy Attorney General 102 W. Water Street, 3rd Floor Dover, Delaware 19904 (302) 739-4636 Attorney for DNREC